

**WEST POINT TOWN COUNCIL
WORK SESSION
MINUTES
DECEMBER 17, 2007**

I. Fence Height Referral to Planning Commission

Mr. Funkhouser advised that Mr. Lawson is requesting Town Council refer Special Use applications for Fence Heights to Planning Commission for review and for Planning Commission to submit a recommend back to Town Council.

Mr. Lawson advised that a Special Use application is required with Town Councils approval prior to a property own constructing a fence in the rear yard of a single family dwelling. There should be a way for a property owner to construct a fence without going through an extensive time consuming process.

Mr. Hudson advised the Planning Commission can not create an Ordinance Amendment for Fencing and suggested the Community Development Committee review the ordinance and submit a recommended Ordinance Amendment to Town Council to refer to the Planning Commission.

The consensus of Town Council is to place "Fence Height Referral" on the Community Development Agenda for Monday, January 14, 2007.

II. Safe Route for Schools Grant

Mr. Funkhouser advised there is a "Safe Route for Schools" Resolution in the Package for adoption, the deadline for the application is December 28, 2007. The grant will cover one hundred percent of the planning and implementation phases of the project.

Mr. Barber advised the School Safety Audit recommends improvements around the school complex to improve the safety of children walking or riding bikes to and from school. The Resolution authorizes the Town Manager to apply for the grant funding administered by VDOT.

III. Joint Work Session with the EDA

The consensus of Town Council is to conduct a Joint Work Session with the EDA on January 23rd, 2008 at 5:30 p.m. in the Downtown Business Center.

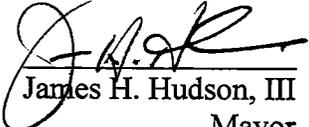
IV. Joint Work Session with the West Point School Board

The consensus of Town Council is to conduct a Joint Work Session with the School Board on Wednesday, January 16th at 5:30 p.m. at the Downtown Business Center.

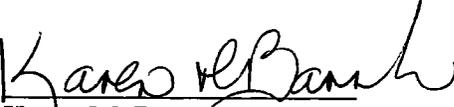
V. Land Deed on Gift of Property from Brake & Associates.

Andrea Erard, the Town Attorney presented Town Council with a revised deed from Brake & Associates for the Land Gift Town Council recently accepted subject to Town Attorney approval. The nature of the transaction has some minor changes that Town Council should be aware of. The revised deed obligates the Town and the Land with a conservation easement. The Land is to be used for outdoor recreation or for the education of the general public, the deed requires the Town to make the commitment to protect the conservation purpose and is willing to enforce the restrictions of a perpetual conservation violation.

The consensus of Town Council is for the Town Attorney to review the value of the previous appraisal to verify the amount can still be used as a match for the Riverwalk Grant.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
DECEMBER 17, 2007**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Monday, December 17, 2007. The Honorable James H. Hudson III called the meeting to order at 7:30 p.m. Reverend Randy Mathis gave the Invocation followed by the Pledge of Allegiance.

Members Present: Mayor, Jim Hudson; Vice Mayor, Deborah Ball; Charlie Gordon; Wayne Healy; Jack Lawson; Gail Nichols and Bub Shreaves.

Members Absent: Tina Gulley.

Also Present: Trenton L. Funkhouser, Town Manager; Andrea Erard, Town Attorney; Karen Barrow, Town Clerk; Robbie Cottrell, Captain WPPD; Neal Barber, Economic Development Coordinator and other interested persons.

II. CITIZENS ADDRESS TO COUNCIL

A. Public Hearing – Ordinance 10-07 – Water Connection Fees

Mr. Hudson opened the floor for citizens to address Town Council on Ordinance 10-07. There being none, the Public Hearing was closed.

B. Citizens Address to Council

Mr. Hudson opened the floor for citizens to address Town Council on any Town related business. There being none, Mr. Hudson closed the Citizens Address.

III. COUNCIL RESPONSE

None were noted.

IV. AGENDA CHANGES

No changes were made to the agenda.

V. ADOPTION OF CONSENT AGENDA

Mr. Gordon made a motion to adopt the following consent agenda, seconded by Mr. Lawson. Upon roll call Mrs. Ball, Mr. Gordon, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted "Aye".

- 1) Minutes of November 26, 2007 Town Council Meeting and Work Session
- 2) Cash Reports
 - a) General Fund
Cash on hand as of November 30, 2007 - \$4,638,088.58
 - b) Water Fund
Cash on hand as of November 30, 2007 - \$398,871.10
 - c) CIP
Cash on hand as of November 30, 2007 - \$203,087.98
- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of November 30, 2007 - \$205,515.12
- 5) West Point Monthly Police Activity Report
- 6) Building Official Monthly Report
- 7) Public Works Monthly Permit Report
- 8) Treasurer Monthly Report
- 9) Community Development Monthly Permit Report

V. COMMITTEE REPORTS

A. Public Safety – Mrs. Gulley reported for the Committee.

1. Officer of the Year

Captain Cottrell advised that Officer David Taylor has been awarded “Officer of the Year” from the VFW Post.

The Mayor and Town Council congratulated Officer Taylor on his accomplishments of becoming “Officer of the Year”.

1. Illegal Parking at ABC Store

Mr. Gordon advised he has received several complaints regarding illegal parking at the ABC store on Friday afternoons and weekends.

Captain Cottrell advised he will have an officer patrol the area on Friday between 4 pm and 6 pm.

B. Finance Committee – Mrs. Ball reported for the Committee

Mrs. Ball advised there is nothing to report.

C. Education Committee – Mrs. Nichols reported for the Committee

Mrs. Nichols advised there is nothing to report

D. Public Works – Mr. Gordon reported for the Committee

1. Ordinance 10-07 – Water Connection Fees *[See Attached Ordinance]*

Mr. Gordon made a motion to adopt Ordinance 10-07, seconded by Mrs. Nichols. Upon roll call, Mrs. Ball, Mr. Gordon, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

E. Economic and Community Development – Mr. Lawson reported for the Committee

1. Papco Resolution for a Obstruction Permit in “J” Street *[See Attached Resolution]*

Mr. Lawson made a motion to adopt the Resolution, seconded by Mr. Shreaves. Upon roll call, Mrs. Ball, Mr. Gordon, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

VII. TOWN MANAGER’S ITEMS

A. Safe Route to Schools Resolution *[See Attached Resolution]*

Mr. Funkhouser advised the Economic Community Development Coordinator has been working with the School System and the Middle Peninsula Planning District Commission on a grant for “Safe Route to Schools” that VDOT administers to improve the safety of children walking or riding bikes to and from schools. The grant would cover one hundred percent of the cost for planning and the implementation phase of the project.

Mr. Healy made a motion to adopt the resolution, seconded by Mrs. Ball. Upon roll call, Mrs. Ball, Mr. Gordon, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

VIII. OLD BUSINESS

There was nothing to report.

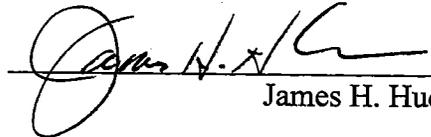
IX. NEW BUSINESS

A. Planning Commission Report - Mr. Hudson

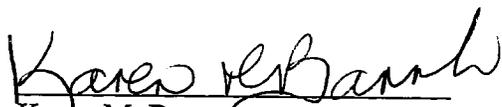
Mr. Hudson advised the Planning Commission meeting scheduled for December 5th was cancelled. Therefore, there is nothing to report.

X. ADJOURNMENT

There being no further business Mr. Lawson made a motion to adjourn the meeting, seconded by Mr. Gordon. Upon a unanimous vote, the meeting was adjourned.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk

ORDINANCE 10-07

ORDINANCE 10-07 AMENDS THE WEST POINT TOWN CODE, CHAPTER 62, "WATER, SEWERS AND SEWAGE DISPOSAL, ARTICLE I, "IN GENERAL," AND ARTICLE II, "WATER AND SEWER SERVICE CHARGES," SECTION 62-2, "DEFINITIONS," SECTION 62-3, "WATER CONNECTION AND WATER FACILITIES FEES AND COSTS," SECTION 62-5, "TOWN'S RESPONSIBILITY FOR REPAIR AND MAINTENANCE OF WATER CONNECTIONS; AUTHORITY TO TURN WATER ON OR OFF AT METER; TAMPERING WITH LINE, FIRE HYDRANT, METER OR VALVE; COSTS TO REPLACE METER, INSTALL NEW METER, OR REPLACE DAMAGED SENSOR RECEPTACLE TO THE TOUCH METER SENSOR SYSTEM," SECTION 62-20, "DEPOSIT TO ASSURE PAYMENT," SECTION 62-21, "READING OF METER; BILLINGS; VOLUNTARY DISCONNECTION AND CONNECTION FEES," SECTION 62-22, "WHEN WATER AND SEWER SERVICES FEES DUE AND PAYABLE; PENALTY FOR LATE PAYMENT; DISCONTINUANCE OF SERVICE FOR FAILURE TO PAY," SECTION 62-24, "BULK WATER USAGE." ORDINANCE 10-07 DELETES SECTION 28-30, "WATER CONNECTION FEES," AND ADDS SECTION 62-25, "WATER FOR FIRE SUPPRESSION," AND SECTION 62-26, "UNAUTHORIZED USE AND TAMPERING WITH PUBLIC WATER SYSTEM," AND SECTION 28-30, "WATER CONNECTION FEES."

ORDINANCE 10-07 ADDS A DEFINITION OF ABANDONED WATER SERVICE, ACTIVE WATER SERVICE, CONNECTION FEE, FACILITY FEE AND INACTIVE WATER SERVICE. ORDINANCE 10-7 ALSO PROVIDES THAT ALL WATER CONNECTION FEES SHALL BE \$ 500.00 PAYABLE IN ADVANCE OF SUBDIVISION PLAN OR ZONING PERMIT APPROVAL INSTEAD OF A SCHEDULE OF AMOUNTS BASED UPON CONNECTION SIZE, RANGING FROM 5/8" CONNECTION AT \$ 1,000 TO 3" CONNECTION AT \$ 1,500.

ORDINANCE 10-07 ADDS A WATER FACILITIES FEE OF \$ 3,500 FOR ALL 3/4" WATER CONNECTIONS, \$ 8,750 FOR A 1" WATER CONNECTION, \$ 15,350 FOR A 1 1/2" WATER CONNECTION, \$ 28,000 FOR A 2" WATER CONNECTION, \$ 56,000 FOR A 3" WATER CONNECTION, \$ 87,500 FOR A 4" WATER CONNECTION, \$175,000 FOR A 6" WATER CONNECTION AND \$350,000 FOR AN 8" OR GREATER WATER CONNECTION.

ORDINANCE 10-07 PROVIDES THAT EXISTING WATER SERVICES NOT RECEIVING AT LEAST A MINIMUM BILL AFTER JANUARY 1, 2008 SHALL BE CONSIDERED INACTIVE AND ABANDONED AND THE WATER CONNECTION AND WATER FACILITIES FEE SHALL BE PAID PRIOR TO FURTHER SERVICE AND THAT THE DIRECTOR OF PUBLIC WORKS MAY ALSO REQUIRE A NEW OR UPGRADED METER BE INSTALLED AT THE PROPERTY OWNER'S EXPENSE PRIOR TO FURTHER SERVICE. ORDINANCE 10-07 ALSO PROVIDES THAT WATER CONNECTIONS SHALL BE CONSIDERED INACTIVE AND ABANDONED IF NOT LESS THAN A MINIMUM BILL IS PAID FOR A PERIOD GREATER THAN TWELVE MONTHS AND THE WATER CONNECTION AND WATER FACILITIES CHARGE SHALL BE PAID PRIOR TO FURTHER SERVICE.

ORDINANCE 10-07 PROVIDES THAT IT IS A CLASS FOUR MISDEMEANOR TO TAMPER WITH A WATER LINE OR FIRE HYDRANT AND THAT ANY PERSON RESPONSIBLE FOR DAMAGE TO A WATER LINE OR FIRE HYDRANT SHALL PAY FOR THE COSTS OF REPAIR OR REPLACEMENT. ORDINANCE 10-07 ALSO INCREASES THE AMOUNT OF SECURITY DEPOSITS PRIOR TO THE INITIATION OF WATER SERVICE, AS FOLLOWS:

	In Town	Out of Town
5/8 inch metered service	\$ 13.50	\$ 27.00
3/4 inch metered service	17.50 <u>100.00</u>	35.00 <u>100.00</u>

1 inch metered service	30.00 <u>100.00</u>	60.00 <u>100.00</u>
1 1/2 inch metered service	50.00 <u>100.00</u>	100.00
2 inch metered service	75.00 <u>100.00</u>	150.00

ORDINANCE 10-07 STATES THAT THE FEE FOR DISCONNECTION OR RECONNECTION OF SERVICE SHALL BE INCREASED FROM \$ 10.00 TO \$ 20.00 AND THAT ANY METER DISCONNECTED FOR A PERIOD GREATER THAN TWELVE MONTHS SHALL BE CONSIDERED INACTIVE AND ABANDONED AND ANY RECONNECTION SHALL BE TREATED AS A NEW SERVICE AND ALL APPLICABLE CONNECTION AND FACILITIES CHARGES SHALL BE PAID PRIOR TO FURTHER SERVICE. ORDINANCE 10-07 INCREASES THE FEE FOR RESTORATION OF SERVICE THAT IS DISCONNECTED FOR FAILURE OF PAYMENT FROM \$ 20.00 TO \$ 50.00. ORDINANCE 10-07 ALSO MODIFIES THE PROCESS AND REGULATIONS REGARDING BULK WATER USAGE AND MODIFIES THE RATES AS FOLLOWS:

Bulk Water Rates

Annual Bulk Water Permit Fee (Requires purchase of meter by the water customer. Meter must be approved annually by the Director of Public Works.)	\$100
Service Fee (Use of hydrant, hydrant meter and personnel. Must be scheduled in advance.)	\$50
Hydrant Meter Deposit (Refundable upon return of meter in good working condition)	\$200 <u>\$ 700</u>
Water Charges per 1,000 gals	\$7.50

ORDINANCE 10-07 ADDS REQUIREMENTS RELATED TO FIRE SUPPRESSION SYSTEMS INCLUDING THAT ALL FIRE SUPPRESSION SERVICES INSTALLED AFTER JANUARY 1, 2008 ARE TO BE METERED AND BILLED AT THE BULK RATE. ORDINANCE 10-07 STATES THAT IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPEN, DISCONNECT OR DISTURB ANY FIRE HYDRANT, VALVE, PIPE OR METER CONNECTED WITH THE WATER MAIN OR DISTURB THE SYSTEM IN ANY MANNER EXCEPT FOR THE LEGITIMATE PURPOSE OF EXTINGUISHING A FIRE, A VIOLATION OF THIS PROVISION SHALL CONSTITUTE A CLASS 4 MISDEMEANOR. ORDINANCE NO. 10-07 IS CONSIDERED PURSUANT TO THE GRANTS OF AUTHORITY CONTAINED IN VA. CODE SECTIONS 15.2-2119 AND 15.2-2143.

BE IT ORDAINED THAT the West Point Town Code, Chapter 62, "Water, Sewers and Sewage Disposal," Article I, "In General," Article II, "Water and Sewer Service Charges," Sec. 62-2, "Definitions," Sec. 62-3, "Water connection and water facilities fees and costs," Sec. 62-5, "Town's responsibility for repair and maintenance of water connections; authority to turn water on or off at meter; tampering with line, fire hydrant, meter or valve; costs to replace meter, install new meter, or replace damaged sensor receptacle to the touch meter sensor system," Sec. 62-20, "Deposit to assure payment" Sec. 62-21, "Reading of meter; billings; voluntary disconnection and connection fees," Sec. 62-22, "When water and sewer services fees due and payable; penalty for late payment; discontinuance of service for failure to pay," Sec. 62-24, "Bulk Water Usage," shall be amended to read in their entirety as follows:

Sec. 62-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abandoned Water Service: A water service inactive for a period longer than twelve months. No water bill is sent to customer during the normal billing cycle. Connection fees and water facilities charges shall be paid in accordance with Section 62-3 prior to further service.

Active Water Service: Water meter is installed, turned on and read during the normal reading cycle. Customer receives bill during the normal billing cycle.

Biochemical oxygen demand (BOD) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20° Celsius expressed in milligrams per liter.

Building drain means that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five feet (1.5 meters) outside the inner face of the building wall.

Building sewer means the extension from the building drain to the public sewer or other place of disposal, also called "house connection."

Connection Fee: A charge intended to recover administrative costs of reviewing, approving and connecting the customer's service line to the existing water distribution system.

Facility Fee: Charges intended to provide funds to be used to finance all or part of capital improvements necessary to serve customers. Facility fees are based on the nominal size of the required water tap.

Floatable oil is oil, fat or grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. Wastewater shall be considered free of floatable fat if it is properly pretreated and the wastewater does not interfere with the collection system.

Garbage means the animal and vegetable waste resulting from the handling, preparation, cooking and serving of food.

Inactive Water Service: Water meter may be turned off and locked. Meter remains and is typically read during normal reading cycle. No bill is sent to customer during this time. A water service shall be considered abandoned when it is inactive for a period longer than twelve months.

Industrial waste means the wastewater from industrial processes, trade or business, as distinct from domestic or sanitary waste.

Natural outlet means any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake or other body of surface water or groundwater.

pH means the reciprocal of the logarithm of the hydrogen-ion concentration. The concentration is the weight of hydrogen ions, in grams, per liter of solution. Neutral water, for example, has a pH value of 7 and a hydrogen-ion concentration of 10^{-7} .

Properly shredded garbage means the wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (1.27 centimeters) in any dimension.

Public sewer means a common sewer controlled by a governmental agency or public utility.

Sanitary sewer means a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants and institutions together with minor quantities of ground, storm and surface waters that are not admitted intentionally.

Sewer means a pipe or conduit that carries wastewater or drainage water.

Slug means any discharge of water or wastewater which, in concentration of any given constituent or in quantity of flow, exceeds for any period of duration longer than 15 minutes more than five times the average 24-hour concentration or flows during normal operation and shall adversely affect the collection system or performance of the wastewater treatment works.

Storm drain (sometimes termed "storm sewer") means a drain or sewer for conveying water, groundwater, subsurface water or unpolluted water from any source.

Suspended solids means total suspended matter that either floats on the surface of, or is in suspension in, water, wastewater or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and Wastewater" and referred to as nonfilterable residue.

Unpolluted water is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and wastewater treatment facilities provided.

Wastewater means the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants and institutions, together with any groundwater, surface water and stormwater that may be present.

Wastewater facilities means the structures, equipment and processes required to collect, carry away and treat domestic and industrial wastes and dispose of the effluent.

Wastewater treatment works means an arrangement of devices and structures for treating wastewater, industrial wastes and sludge; sometimes used as synonymous with "waste treatment plant" or "wastewater treatment plant" or "water pollution control plant."

Watercourse means a natural or artificial channel for the passage of water either continuously or intermittently.

Sec. 62-3. Water connection and water facilities fees and costs.

- (a) The connection fee for a all residential and non-residential water connections of five eighths of an inch inside diameter or smaller shall be ~~\$1,000.00~~ \$500.00. The fee for ~~commercial and residential connections one inch or greater~~ shall be as follows

TABLE INSET:

Size in inches-	Fee-
1-	<u>\$1,200.00</u>
1 1/2-	<u>1,300.00</u>
2-	<u>1,400.00</u>
3-	<u>1,500.00</u>
Over 3-	Determined at time of connection.-

The above fees shall be payable in advance of subdivision plan approval or zoning permit approval in the absence of a subdivision plan and are in addition to the cost of a water meter.

- (b) The fees prescribed in subsection (a) of this section are in addition to the cost of installation from the main to the property line. The cost of such installation shall be paid by the party requesting such connection ~~unless other method(s) of payment are approved in writing by the Town Manager~~. All plans for the extension or improvement of water lines shall be prepared in accordance with standards and specifications approved by the Town Public Works Director and no construction shall commence until such plans are reviewed and approved by the Town Public Works Director in writing.

(c) A water facilities fee of \$3,500.00 shall apply to all ¾" water connections. The fee for other connections one inch or greater except for dedicated fire suppression connections shall be as follows:

1" =	\$ 8,750
1 ½" =	\$ 15,350
2" =	\$ 28,000
3" =	\$ 56,000
4" =	\$ 87,500
6" =	\$175,000
8" or larger =	\$350,000

(d) Existing water services not receiving at least a minimum bill after January 1, 2008 shall be considered inactive and abandoned and the water connection and water facilities fee shall be paid prior to further service. The Director of Public Works may also require a new or upgraded meter be installed at the property owner's expense prior to further service. Water connections shall be considered inactive and abandoned if not less than a minimum bill is paid for a period greater than twelve months and the water connection and water facilities charge shall be paid prior to further service. The Director of Public Works may also require a new or upgraded meter be installed at the property owner's expense prior to further service.

(e) Water facilities fees shall not apply to dedicated fire suppression services.

Sec. 62-5. Town's responsibility for repair and maintenance of water connections; authority to turn water on or off at meter; tampering with line, fire hydrant, meter or valve; costs to replace meter, install new meter, or replace damaged sensor receptacle to the touch meter sensor system.

The town's responsibility for repair and maintenance ends at the discharge side of the water meter connection. Only licensed plumbers or town employees are authorized to turn on or off water by the valve at the meter. Any person who shall tamper with the water line, fire hydrant, meter or valve shall be guilty of a class 4 misdemeanor. In addition, any person responsible for damage to a water line, fire hydrant, meter, sensor receptacle or valve shall pay to the town the costs of the repair or replacement of the meter or valve and labor costs to perform such repair or replacement. The cost to replace a 5/8 inch meter only shall be \$115.00, the cost to replace a receptacle shall be \$45.00 and the cost to install a new 5/8 inch meter shall be \$145.00. Any requests for installation or replacement of meters larger than a 5/8 inch meter shall pay the costs for the meter and labor involved.

Sec. 62-20. Deposit to assure payment.

(a) Prior to granting water service, the town shall require a minimum security deposit for each application for service which has not previously established satisfactory credit for service based on the following schedule:

	In Town	Out of Town
5/8 inch metered service	\$ 13.50	\$ 27.00
3/4 inch metered service	17.50 <u>100.00</u>	35.00 <u>100.00</u>
1 inch metered service	30.00 <u>100.00</u>	60.00 <u>100.00</u>
1 1/2 inch metered service	50.00 <u>100.00</u>	100.00
2 inch metered service	75.00 <u>100.00</u>	150.00
3 inch metered service	125.00	250.00

4 inch metered service	175.00	350.00
6 inch metered service	250.00	500.00
8 inch metered service	300.00	600.00

(b) ~~The deposit prescribed in this section may be increased by the town manager, if deemed necessary to secure an average bimonthly billing.~~

(e) (b) A refund of a deposit made under this section may be requested from the town by the customer for water service at such time as the account is terminated or after ~~one year~~ eighteen months of satisfactory payment of billings. This request must be signed by the customer in whose name the deposit has been secured.

Sec. 62-21. Reading of meter; billings; voluntary disconnection and connection fees.

All water meters installed will be read and billings will be submitted for each meter. A user voluntarily requesting disconnection of his meter will be charged a ~~\$10.00~~ \$ 20.00 disconnection fee and the cost of the labor for the disconnection. A person requesting reconnection shall pay a reconnection fee of ~~\$10.00~~ \$ 20.00 and the cost of materials and labor for the reconnection. Any meter disconnected for a period greater than twelve months shall be considered inactive and abandoned and any reconnection shall be treated as a new service and all applicable connection and facilities charges shall be paid prior to further service.

Sec. 62-22. When water and sewer services fees due and payable; penalty for late payment; discontinuance of service for failure to pay.

Bimonthly statements for water and sewer services shall be due and payable on or before the pay date noted on the bill. Bills paid after the due date are subject to a ten percent annual rate late charge.

If not paid by the due date, the town shall give written notice to the individual or firm in whose name the account is listed, that unless all outstanding bills are paid and satisfied in full within five working days of the notice, service will be discontinued without further notice.

To restore service which has been discontinued for failure of payment of outstanding bills, there will be an additional minimum charge of ~~\$20.00~~ \$ 50.00. In the event of further enforcement, action needed to insure compliance with this section of the town code may consist of pulling or locking the meter. All costs incurred by the town shall also be due and payable prior to further service.

Sec. 62-24. Bulk Water Usage.

~~For service by means of a fire hydrant the applicant shall be required to pay a Deposit, on a hydrant meter, in addition to a Service Fee. Or in the event the customers own their own hydrant meter, a Bulk Water Permit can be purchased from the Town, which includes the Service Fee and is good for a period of (1) year. All meters shall be pre-approved by the Director of Public Works Department prior to use. Bulk water purchases must be approved by the Town before any withdraw is made. An application must be on file at the West Point Town Hall prior to any water withdraws.~~

Bulk water sales are available through the town of West Point Public Works Department. All bulk water customers are required to complete a bulk water application prior to withdrawing any water from the Town's water distribution system. All bulk water purchases must be approved by the West Point Public Works Department prior to withdrawing water. The West Point Public Works Department reserves the right to specify which fire hydrants are to be used for obtaining bulk water. All water withdrawals must be metered by an approved fire hydrant meter to be supplied by the West Point Public Works Department. Approved customers may reserve meters by placing a refundable, security deposit determined by the Town. All withdrawal amounts must be submitted to the Town as specified by the West Point Public Works Department.

Bulk Water Rates

Annual Bulk Water Permit Fee (Requires purchase of meter by the water customer. Meter must be approved annually by the Director of Public Works.)	\$100
Service Fee (Use of hydrant, hydrant meter and personnel. Must be scheduled in advance.)	\$50
Hydrant Meter Deposit (Refundable upon return of meter in good working condition)	\$200 \$ 700
Water Charges per 1,000 gals	\$7.50

BE IT FURTHER ORDAINED THAT the West Point Town Code, Chapter 62, "Water, Sewers and Sewage Disposal," Article II, "Water and Sewer Service Charges," shall be amended to delete Sec. 28-30, "Water connection fees," and to add Sec. 62-25, "Water for Fire Suppression," Sec. 62-26, "Unauthorized use and tampering with public water system," and Sec. 28-30, "Water connection fees" to read in their entirety as follows:

Sec. 62-25. Water for Fire Suppression.

All fire suppression services installed after January 1, 2008 are to be metered. All fire suppression service meters are to be read during the normal reading cycle, and customers will receive a bulk water bill based on bulk water rates of section 62-24.

All Fire Suppression Services installed prior to January 1, 2008 and not metered shall be restricted to the sole purpose of fire protection. The low flow bypass meter will be read during the normal reading cycle, and customers will receive a bulk water bill based on bulk water rates of section 62-24.

Sec. 62-26. Unauthorized use and tampering with public water system.

The use of water from fire hydrants for any purpose other than fire suppression shall be previously approved by the West Point Public Works Department, and shall be metered.

It shall be unlawful for any person to open, disconnect or disturb any fire hydrant, valve, pipe or meter connected with the water main or disturb the system in any manner except for the legitimate purpose of extinguishing a fire, a violation of this provision shall constitute a class 4 misdemeanor.

~~**28-30. Water connection fees.**~~

~~The fees for residential and commercial connections shall be as follows:~~

5/8"	\$ 1,000.00
3/4"	1,100.00
1"	1,200.00
1 1/2"	1,300.00
2"	1,400.00
3"	1,500.00

Over 3"	Determined at time of connection.
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The above fees shall be payable in advance and are in addition to the cost of a water meter.

Vote:

- Mrs. Ball "Aye"
- Mr. Gordon "Aye"
- Mrs. Gulley Absent
- Mr. Healy "Aye"
- Mr. Lawson "Aye"
- Mrs. Nichols "Aye"
- Mr. Shreaves "Aye"



PAPCO RESOLUTION

WHEREAS PAPCO, Inc. has requested a permit to obstruct 30' of the J Street right of way from Glass Island Road to the bank of the Mattaponi River pursuant to Sections 50-13 through 50-18 of the West Point Town Code; and

WHEREAS PAPCO, Inc. seeks a permit to obstruct a portion of J Street for the purpose of storing empty propane and fuel tanks; and

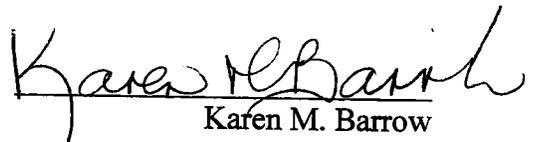
WHEREAS PAPCO, Inc. has agreed to comply with all provisions of the West Point Town Code; and

WHEREAS PAPCO, Inc. has agreed to hold the Town of West Point harmless from any liability arising by reason of placing the obstruction on the right of way; and

WHEREAS PAPCO, Inc. has agreed to add the Town of West Point to its insurance policy as an additional named insured.

NOW THEREFORE BE IT RESOLVED THAT the West Point Town Council hereby approves the request by PAPCO, Inc. to obstruct 30' of the J Street right of way on a portion of J Street from Glass Island Road to the bank of the Mattaponi River in accordance with Sections 50-13 through 50-18 of the West Point Town Code and the requirement of a bond is hereby waived.

Certified to be a true copy of a resolution adopted by the Town Council of the Town of West Point at its regular monthly meeting held December 17th, 2007 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk



RESOLUTION DIRECTING THE STAFF TO REQUEST USE OF THE VA DEPT. OF TRANSPORTATION'S SAFE ROUTES TO SCHOOL PROGRAM FUNDING FOR THE TOWN OF WEST POINT NECESSARY TO COMPLETE A SAFE ROUTE TO SCHOOL INFRASTRUCTURE PROJECT IN THE TOWN.

WHEREAS, the Virginia Department of Transportation has requested applications to compete for Safe Routes to Schools grant funding; and

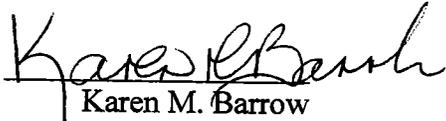
WHEREAS, Safe Routes to School funds can be requested to plan for and construct infrastructure to improve the safety of routes to schools not to exceed \$500,000 for each proposed project; and

WHEREAS, an application has been prepared describing the proposed project for additional planning to improve the safety of the routes children travel to school and construction of infrastructure improvements that improve the safety of the routes to the West Point Public School complex including the estimated cost and expected tasks of the project;

THEREFORE BE IT RESOLVED, the Town Council of the Town of West Point authorizes the Town Manager to apply for Safe Routes to School funding and directs the Town Manager to furnish such documents and other information as may be required to qualify for authorization under an agreement with the Virginia Department of Transportation to administer such funds made available, certifying that they shall be administered in accordance with the provisions of 23 CFR Part 420, Highway Planning and Research Program Administration.

Certified to be a true copy of a resolution adopted by the Town Council of the Town of West Point at its regular monthly meeting held December 17th, 2007 at which meeting a quorum was present and voted throughout.

COPY TESTE:


Karen M. Barrow
Town Clerk